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2 **THE SCALI LAW FIRM**

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8 **MAVERICK AUTO GROUP 2, LLC,**

9 **dba VOLKSWAGEN OF FAIRFIELD**

10 **and RAHIM HASSANALLY**

11 **UNITED STATES DISTRICT COURT**  
12 **EASTERN DISTRICT OF CALIFORNIA – SACRAMENTO DIVISION**

13 VOLKSWAGEN OF AMERICA, INC.,

14 **Case No. 2:13-CV-00802-JAM-EFB**

15 Plaintiff,

16 **STIPULATION AND ORDER TO**  
17 **VACATE THE JUDGMENT AND**  
18 **DISMISS THIS ACTION WITH**  
19 **PREJUDICE**

20 MAVERICK AUTO GROUP 2, LLC,  
21 dba VOLKSWAGEN OF FAIRFIELD  
22 and RAHIM HASSANALLY,

23 Defendants.

24 Plaintiff, Volkswagen of America, Inc. (“Plaintiff”) and Defendants Maverick  
25 Auto Group 2, LLC dba Volkswagen of Fairfield and Rahim Hassanally (collectively  
26 “Defendants”) (Volkswagen and Defendants referred to collectively as the “Parties”)  
27 hereby submit the following stipulation to vacate the judgment and dismiss the above-  
captioned matter with prejudice.

28 **WHEREAS**, Plaintiff filed a Complaint in the United States District Court for  
the Eastern District of California – Sacramento Division, alleging causes of action for  
Breach of Contract and Breach of Guarantee (“Complaint”) against Defendants on or  
about April 24, 2013;

00027309.1

29 **STIPULATION AND [PROPOSED] ORDER TO VACATE THE JUDGMENT**  
30 **AND DISMISS THIS ACTION WITH PREJUDICE**

1           **WHEREAS** this Court granted Plaintiff's Motion for Summary Judgment and  
2 entered judgment against the Defendants on or about December 11, 2014  
3 ("Judgment"); and,

4           **WHEREAS** the Parties subsequently reached an agreement regarding the  
5 dispute that is the subject of the Complaint and Judgment, thereby resolving this action  
6 and related disputes entirely.

7           **THEREFORE, IT IS HEREBY STIPULATED AND AGREED** between the  
8 Parties that the Judgment be vacated and that the above-captioned action is dismissed  
9 with prejudice. *See*, Fed. R. Civ. P. Rules 41 and 60.

10           DATED: March 6, 2015

11           THE SCALI LAW FIRM  
12           BY: /s/ Christian J. Scali, Esq.  
13           Christian J. Scali, Esq.  
14           Attorney for Defendants,  
15           **MAVERICK AUTO GROUP 2, LLC, dba**  
16           **VOLKSWAGEN OF FAIRFIELD and**  
17           **RAHIM HASSANALLY**

18           DATED: March 6, 2015

19           NELSON MULLINS RILEY &  
20           SCARBOROUGH, LLP

21           BY: S/Paul T. Collins  
22           Paul T. Collins, Esq.  
23           Attorney for Plaintiff,  
24           **VOLKSWAGEN OF AMERICA, INC.**

## ORDER

IT IS HEREBY ORDERED, that the Judgment entered on or about December 11, 2014 is vacated and that the Complaint and any and all claims for relief in the above-captioned matter, U.S.D.C. E.D.Cal. Case No. 2:13-cv-00802-JAM-EFB, are hereby dismissed with prejudice.

## IT IS SO ORDERED.

DATED: 3/9/2015

/s/ John A. Mendez

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**HON JOHN A. MENDEZ**

## UNITED STATES DISTRICT COURT JUDGE